

**PUBLIC HEALTH DEPARTMENT[641]**

**Adopted and Filed**

Pursuant to the authority of Iowa Code sections 125.7 and 135.150(1), the Department of Public Health hereby amends Chapter 155, "Licensure Standards for Substance Abuse and Problem Gambling Treatment Programs," Iowa Administrative Code.

Iowa Code section 136.3(13) allows the State Board of Health to appoint a Substance Abuse and Gambling Treatment Program Committee to approve or deny applications for licensure received from substance abuse programs and gambling treatment programs and to perform other functions delegated to the Committee.

These amendments define the Substance Abuse and Gambling Treatment Program Committee and specify the duties of the Committee. The amendments also change "board" to "committee" throughout the chapter in rules where the Board's duties are assumed by the Committee.

Notice of Intended Action was published in the March 23, 2011, Iowa Administrative Bulletin as **ARC 9436B**. No one attended the public hearing, which was held on April 19, 2011, in the Lucas State Office Building. One written comment was received regarding the makeup of the Committee. In response to that comment, the following sentences were added to the definition of "Committee" in Item 2: "The committee shall consist of three board members who are recommended by the board chairperson and approved by the board, including two members who have direct experience with substance abuse treatment or prevention and one member who represents the general public. The committee chairperson shall be one of the members who has substance abuse treatment or prevention experience as recommended by the board chairperson and approved by the board." The remaining Items are identical to those published under Notice.

The State Board of Health adopted these amendments on May 11, 2011.

These amendments will become effective on July 6, 2011.

These amendments are intended to implement Iowa Code sections 135.150 and 136.3(13) and Iowa Code chapter 125.

EDITOR'S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [amendments to Ch 155] is being omitted. With the exception of the change noted above, these amendments are identical to those published under Notice as **ARC 9436B**, IAB 3/23/11.

[Filed 5/11/11, effective 7/6/11]

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[For replacement pages for IAC, see IAC Supplement 6/1/11.]